

BEFORE THE UNITED STATES DISTRICT COURT

Case 1:05-cv-01447-HEA Document 13-1 Filed 03/07/2006 Page 1 of 1

EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

CHARLES A. STREET,

Plaintiff

)

)Cause No.4:05CV1447 HEA

)

v.

)

FRED WEBER, INC., a Delaware Corporation

)

Defendant

)

PLAINTIFF'S AFFIDAVIT AND MOTION TO DISMISS THIS CASE
WITHOUT PREJUDICE

COMES NOW Plaintiff, being first duly sworn, and pursuant to Fed.R.Civ.P. 41(a)(2) adduces as follows:

1. Plaintiff has run into obstacles in making Fed.R.Civ.P. 26(a)(1)(A) Disclosures.
2. If Plaintiff has a cause of action, he now understands that he needs to "get his ducks in a row" before he can proceed.
3. On the afternoon of March 6, 2006, Defendant's Counsel was no notified.

WHEREFORE, Plaintiff moves to dismiss this case without prejudice and for whatever further relief as this Honorable Court feels is proper herein, *without harming innocent ducks.*

Richard A. [Signature]
SO ORDERED: _____

date